



Ninety-Ninth Legislature - First Session - 2005
Introducer's Statement of Intent
LB 94

Chairperson: Ed Schrock
Committee: Natural Resources
Date of Hearing: January 21, 2005

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

LB 94 defines a mid-sized electric generation facility for purposes of the annual emission fee in section 81-1505.04. A mid-sized electric generation facility is a facility that (i) uses coal as the primary source of fuel in the facility's largest generation unit, (ii) has a name plate generating capacity of between seventy and one hundred fifteen megawatts in the facility's largest generation unit, and (iii) is not operating in a political subdivision which has been delegated the authority to enforce the air quality permit program within its jurisdiction.

In 1996, an emission fee cap was placed on mid-sized electric generation facilities. This cap was made permanent in 2001. LB 94 clarifies the definition of these facilities for the purposes of the cap. The facilities originally eligible for the cap and the amount of emission fees generated by these facilities for the Nebraska Department of Environmental Quality do not change under LB 94.

Principal Introducer: _____
Senator Ray Janssen